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RODGER L. BENARD AND RODGER L. BERNARD & ASSOCIATES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

AIMEE SHEMANO-KRUPP, an Individual,

Plaintiff,

v.

MUTUAL OF OMAHA INSURANCE
COMPANY, a Nebraska Corporation; UNITED OF
OMAHA LIFE INSURANCE COMPANY, a
Nebraska Corporation; ROGER L. BENARD, an
individual; ROGER L. BENARD &
ASSOCIATES, LLP, a California limited liability
partnership; THE SHEMANO GROUP LIFE
INSURANCE PLAN, and DOES 1 through 100,
Inclusive,

Defendants.

Case No.: CV05-04693 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER TO AMEND TIMELINE FOR
DISCOVERY FOR SUMMARY
JUDGMENT**

The Hon. Jeffrey S. White

The Parties to this action through their respective attorneys of record, mutually declare:

The Parties met and conferred in good faith but were unable to complete all discovery before the date set by the Court's Civil Minute Order dated August 21, 2007, which was October 12, 2007.

The Parties further met and conferred and agreed to conduct the deposition of non-party Diane Shemano, whom plaintiff's counsel also represents for purposes of the deposition, on October 17, 2007.

All other discovery will be completed before October 12, 2007.

Therefore the Parties to this action stipulate and agree as follows:

1. Discovery will be kept open until the completion of the deposition of Diane Shemano, which is scheduled for October 17, 2007.

2. Defendants shall not be prejudiced in their ability to introduce evidence from that deposition in support of the motion for summary judgment currently scheduled for hearing on November 30, 2007.

Dated: October 5, 2007

PILLSBURY & LEVINSON

By /s/ Terry J. Coleman

Terry J. Coleman
Attorneys for Plaintiff
AIMEE SHEMANO-KRUPP

Dated: October 5, 2007

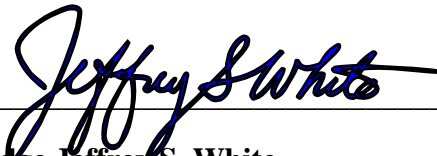
MURPHY, PEARSON, BRADLEY & FEENEY

By /s/ Simone McCormick

Simone McCormick
Attorneys for Defendants
RODGER L. BENARD AND RODGER L.
BERNARD & ASSOCIATES

IT IS SO ORDERED.

Dated: October 9, 2007



Judge Jeffrey S. White

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